

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

EDDYSTONE RAIL COMPANY, LLC,

Plaintiff,

v.

**BRIDGER LOGISTICS, LLC, JULIO RIOS,
JEREMY GAMBOA, FERRELLGAS
PARTNERS, L.P., and FERRELLGAS L.P.**

Defendants.

Civil Action No. 17-cv-00495

**SUPPLEMENT IN SUPPORT OF PLAINTIFF EDDYSTONE RAIL COMPANY’S
OPPOSITION TO DEFENDANTS’ MOTION TO STRIKE ALLEGATIONS IN
PLAINTIFF’S COMPLAINT**

At the Court’s request, Plaintiff Eddystone Rail Company submits the attached table in further support of its Opposition to the Motion to Strike Allegations in Plaintiff’s Complaint, filed by Defendants Bridger Logistics, LLC, Ferrellgas Partners, L.P. and Ferrellgas, L.P. (collectively, “Ferrellgas”) (Dkt. No. 36.) The chart supplements Eddystone’s Opposition to Defendants’ Motion to Strike. (Dkt. No. 40.)

The chart shows in detail that Eddystone did not use documents provided by Ferrellgas alone in response to the arbitral subpoena. The table does this by identifying the source of each allegation in the Complaint that Defendants have challenged under Fed. R. Civ. P.

12(f). Specifically, Defendants take issue with paragraphs 3, 5, 7–9, 19, 25, 28–30, 32, 34–38, 43–49, 53, 56–59, 63, and 66(c). (Dkt. No. 40 at 7.) The left hand column of the table identifies each paragraph of the Complaint that Defendants have challenged and the place it is identified in the Motion to Strike. The middle column quotes the words of each sentence from each of the

paragraphs that Defendants have challenged. The last column identifies the sources for each challenged sentence.

This highly detailed exposition establishes the truth of the declaration submitted by Eddystone's counsel in support of Eddystone's Opposition that Eddystone did not rely on materials produced by Ferrellgas in the arbitration. The chart shows that the allegations in these paragraphs did not use materials obtained from Defendants. Rather, the allegations were sourced from information obtained by Eddystone during the course of the Parties' business relationship, agreements and communications that Jamex Marketing produced in arbitration, Securities & Exchange Commission filings, Louisiana Secretary of State filings, public crude oil market data, and Eddystone's independent analysis of this material.

Dated: June 20, 2017

Respectfully submitted,

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